

FILED

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

20 JUL -6 AM 10:21

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY DEPUTY CLERK  
*[Signature]*

JASON LEE VAN DYKE,	§
PLAINTIFF,	§
V.	§
THOMAS CHRISTOPHER RETZLAFF	§
A/K/A DEAN ANDERSON D/B/A	§
BV FILES, VIA VIEW FILES L.L.C.,	§
AND VIAVIEW FILES,	§
DEFENDANTS.	§

CAUSE NO. 1:20-MC-657-LY  
(CASE NO. 4:18-CV-24-ALM,  
UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF  
TEXAS, SHERMAN DIVISION)

**ORDER**

Before the court is Plaintiff's Notice of Appeal to District Judge filed July 1, 2020 (Doc. #26), specifically appealing Section III of United States Magistrate Judge Mark Lane's Order rendered June 1, 2020 (Doc. #25), denying Plaintiff's Motion to Strike and Motion for Sanctions, which were referred to the magistrate judge for resolution pursuant to 28 U.S.C. § 636(b)(1)(A), Federal Rule of Civil Procedure 72, and Rule 1(c) of Appendix C of the Local Rules of the United States District Court for the Western District of Texas, as amended.

After considering Plaintiff's objections, the magistrate judge's order, and the case file, this court finds that the magistrate's denial of Plaintiff's motions was proper and concludes that the objections raised in Plaintiff's appeal should be overruled. *See* 28 U.S.C. § 636(b)(1)(A); Fed. R. Civ. P. 72(a); Rule 4 of Appendix C of the Local Rules of the United States District Court for the Western District of Texas; *Castillo v. Frank*, 70 F.3d 382, 385-86 (5th Cir. 1995). Therefore,

**IT IS ORDERED** that Plaintiff's Notice of Appeal to District Judge filed July 1, 2020 (Doc. #26) is **OVERRULED**.

**IT IS FURTHER ORDERED** that the Magistrate Judge's July 1, 2020 Order (Doc. #225) is **AFFIRMED**.

SIGNED this 6th day of July, 2020.

  
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LEE YEAKEL  
UNITED STATES DISTRICT JUDGE